

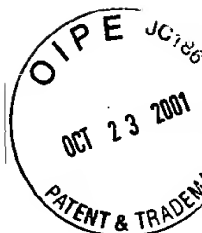
12-06-01

Customer No. 000959

CPA/16238

#23

REQUEST FOR CONTINUED PROSECUTION APPLICATION (CPA) UNDER 37 CFR 1.53(d)

12-06-01
B. J. Jones

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION SERIAL NUMBER: 09/284,424	PRIOR APPLICATION FILING DATE: APRIL 9, 1999
BBI-5037CPUSCPA	CLASS:	SUBCLASS:	EXAMINER: MAIER, L.	ART UNIT: 1623

COMMISSIONER FOR PATENTS
BOX CPA
WASHINGTON, DC 20231

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CERTIFICATION UNDER 37 CFR 1.10	
Date of Deposit: <u>October 23, 2001</u>	Mailing Label Number: <u>EL 683 634 892 US</u>
I hereby certify that this 37 CFR 1.53(d) request and the documents referred to therein as enclosed are being deposited with the United States Postal Service on the date indicated above in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 and addressed to the Commissioner for Patents, Box CPA, Washington, D.C. 20231.	
<u>Ilidio P. Cardoso</u> Name of Person Mailing Paper	 Signature of Person Mailing Paper

Dear Sir:

This is a request for filing a continued prosecution application under 37 CFR 1.53(d), of pending prior application no. 09/284,424 filed on April 9, 1999, entitled "Aspartate Ester Inhibitors of Interleukin-1 Beta Converting Enzyme" that was filed by the following named inventors:

<u>FULL NAME OF INVENTOR</u>	<u>RESIDENCE ADDRESS</u>	<u>CITIZENSHIP</u>
Hans P. Albrecht	Am Wetzelsberg 59, 69517 Gornheimertal, Germany <u>POST OFFICE ADDRESS</u>	Germany
<u>FULL NAME OF INVENTOR</u>	<u>RESIDENCE ADDRESS</u>	<u>CITIZENSHIP</u>
Hamish John Allen	14 Twinspring Drive, Boylston, MA 01505 <u>POST OFFICE ADDRESS</u>	United Kingdom
<u>FULL NAME OF INVENTOR</u>	<u>RESIDENCE ADDRESS</u>	<u>CITIZENSHIP</u>
Kenneth Dale Brady	32 Ivernia Road, Worcester, MA 01606 <u>POST OFFICE ADDRESS</u>	U.S.A.
<u>FULL NAME OF INVENTOR</u>	<u>RESIDENCE ADDRESS</u>	<u>CITIZENSHIP</u>
Bradley William Caprathe	31480 Myrna, Livonia, MI 48154 <u>POST OFFICE ADDRESS</u>	U.S.A.

<u>FULL NAME OF INVENTOR</u> John Lodge Gilmore	<u>RESIDENCE ADDRESS</u> 3695 Greenbrier Blvd., Apt. 178C, Ann Arbor, MI 48105 <u>POST OFFICE ADDRESS</u>	<u>CITIZENSHIP</u> U.S.A.
<u>FULL NAME OF INVENTOR</u> William Glen Harter	<u>RESIDENCE ADDRESS</u> 3750 Shagbark, Chelsea, MI 48118 <u>POST OFFICE ADDRESS</u>	<u>CITIZENSHIP</u> U.S.A.
<u>FULL NAME OF INVENTOR</u> Sheryl Jeanne Hays	<u>RESIDENCE ADDRESS</u> 2729 Aspen Road, Ann Arbor, MI 48108 <u>POST OFFICE ADDRESS</u>	<u>CITIZENSHIP</u> U.S.A.
<u>FULL NAME OF INVENTOR</u> Catherine Rose Kostlan	<u>RESIDENCE ADDRESS</u> 9876 Moon Road, Saline, MI 48176 <u>POST OFFICE ADDRESS</u>	<u>CITIZENSHIP</u> U.S.A.
<u>FULL NAME OF INVENTOR</u> Elizabeth Ann Lunney	<u>RESIDENCE ADDRESS</u> 619 Ridgewood Court, Ann Arbor, MI 48103 <u>POST OFFICE ADDRESS</u>	<u>CITIZENSHIP</u> U.S.A.
<u>FULL NAME OF INVENTOR</u> Kimberly Suzanne Para	<u>RESIDENCE ADDRESS</u> 2735 Dexter Avenue, Ann Arbor, MI 48103 <u>POST OFFICE ADDRESS</u>	<u>CITIZENSHIP</u> U.S.A.
<u>FULL NAME OF INVENTOR</u> Anthony Jerome Thomas	<u>RESIDENCE ADDRESS</u> 2909 Brockman, Ann Arbor, MI 48104 <u>POST OFFICE ADDRESS</u>	<u>CITIZENSHIP</u> U.S.A.
<u>FULL NAME OF INVENTOR</u> Nigel Walker	<u>RESIDENCE ADDRESS</u> Frauenpfad 20, D-69221 Dossenheim, Germany <u>POST OFFICE ADDRESS</u>	<u>CITIZENSHIP</u> United Kingdom

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The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this Continued Prosecution Application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. ☒ This application discloses only subject matter disclosed in the prior application whose particulars are set out above and the inventors in this application are the same as those named in the prior application.

2. The filing fee is calculated on the basis of the claims existing in the prior application.

	NUMBER OF CLAIMS FILED			NUMBER EXTRA
TOTAL	42	MINUS	** 20	= 22
INDEP.	14	MINUS	*** 3	= 11
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS				

SMALL ENTITY	
RATE	FEE
x 9 =	\$0.00
x 42 =	\$0.00
+140 =	\$0.00
BASIC FEE	\$0.00
TOTAL	\$0.00

OR

OTHER THAN A SMALL ENTITY	
RATE	FEE
x 18 =	\$ 396.00
x 84 =	\$ 924.00
+ 280 =	\$0.00
BASIC FEE	\$740.00
TOTAL	\$2060.00

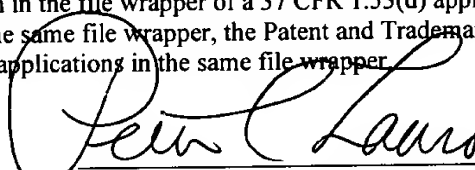
OR

3. ☒ The Filing Fee is not being paid at this time.
4. ☒ The prior application is assigned of record to: Warner-Lambert Company and BASF Aktiengesellschaft; recorded February 8, 1999, Reel 9749, Frame 0733.
5. ☒ The power of attorney in the prior application is to Lahive & Cockfield, LLP.
6. ☒ A request for a one-month extension of time has been submitted in the parent application No. 09/284,424, in order to establish copendency with the present application. A copy of the request for extension is enclosed.
7. ☒ Also enclosed: Associate Power of Attorney, and Notification of Change of Attorney Docket Number.
8. ☒ Address all future communications (may only be completed by applicant or attorney or agent of record) to Giulio A. DeConti, Jr., Esq., at Customer No. 000959, whose address is:

LAHIVE & COCKFIELD, LLP
28 State Street
Boston, MA 02109

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the application in the file wrapper of a 37 CFR 1.53(d) application be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

October 23, 2001
Date



Peter C. Lauro, Esq., Reg. No. 32,360

☐ Inventor(s)

☒ Attorney or Agent of Record